

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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WALTER CRATE  
800-37 Windward Drive  
Aurora, Ohio 44202

Case No. 08 CV 6063 (AKH)(KNF)

Plaintiff,

-against-

**MOTION TO ADMIT DENNIS R.  
LANSDOWNE**

FALCONHEAD CAPITAL, LLC  
450 Park Avenue  
Third Floor  
New York, New York 10022

***PRO HAC VICE***

Defendant.

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PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, Peter F. Tamigi, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of:

Applicant's Name:	DENNIS R. LANSDOWNE
Firm Name:	Spangenberg Shibley & Liber, LLP
Address:	1900 East Ninth Street, Suite 2400
City/State/Zip:	Cleveland, OH 44114
Phone Number:	(216) 696-3232
Fax Number:	(216) 696-3924

DENNIS R. LANSDOWNE is a member in good standing of the State of Ohio Bar Association: Supreme Court, United States District Court for the Northern District of Ohio and Bankruptcy Court for the Northern District of Ohio.

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There are no pending disciplinary proceedings against DENNIS R. LANSDOWNE in any State or Federal court.

Dated: September 4, 2008  
City, State: Garden City, New York 11530

Respectfully submitted,

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PETER F. TAMIGI (5929)  
BURNS, RUSSO, TAMIGI & REARDON, LLP  
390 Old Country Road  
Garden City, New York 11530  
(516) 746-7371  
FAX (516) 747-7682  
[ptamigi@msn.com](mailto:ptamigi@msn.com)

**CERTIFICATE OF SERVICE**

A copy of the foregoing *Motion To Admit Dennis R. Lansdowne Pro Hac Vice* has been served via regular U.S. mail and electronic mail on this 25<sup>th</sup> day of August, 2008, to:

Eric F. Leon  
Matthew F. Dexter  
Kirkland & Ellis LLP  
Citigroup Center  
153 East 53<sup>rd</sup> Street  
New York, NY 10022  
(212) 446-4800  
[eleon@kirkland.com](mailto:eleon@kirkland.com)  
[mdexter@kirkland.com](mailto:mdexter@kirkland.com)  
*Counsel for Defendant,*  
*Falconhead Capital LLC*

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PETER F. TAMIGI (5929)  
BURNS, RUSSO, TAMIGI & REARDON, LLP  
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800-37 Windward Drive  
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Case No. 08 CV 6063 (AKH)(KNF)

Plaintiff,

-against-

FALCONHEAD CAPITAL, LLC  
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New York, New York 10022

**AFFIDAVIT OF PETER F. TAMIGI  
IN SUPPORT OF MOTION  
TO ADMIT DENNIS R. LANSLOWNE  
PRO HAC VICE**

Defendant.

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State of New York     )  
                                      )  
County of Nassau     )

Peter F. Tamigi, being duly sworn, hereby deposes and says as follows:

1. I am Of Counsel at Burns, Russo, Tamigi & Reardon, LLP, counsel for Plaintiff in the above-captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Plaintiff's motion to admit Dennis R. Lansdowne as counsel pro hac vice to represent Plaintiff in this matter.
2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in 1989. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.
4. Mr. Lansdowne is Of Counsel at Spangenberg Shibley & Liber, LLP, 1900 East Ninth Street, Suite 2400, Cleveland, OH 44114.
5. I have found Mr. Lansdowne to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.
6. Accordingly, I am pleased to move the admission of Dennis Lansdowne, pro hac vice.
7. I respectfully submit a proposed order granting the admission of Dennis Lansdowne, pro hac vice, which is attached hereto as Exhibit A.

WHEREFORE it is respectfully requested that the motion to admit Dennis R. Lansdowne, pro hac vice, to represent Plaintiff in the above-captioned matter, be granted.

Dated: September 4, 2008  
City, State: Garden City, New York

Notarized:

Respectfully submitted,

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PETER F. TAMIGI (5929 SDNY Bar Code)  
BURNS, RUSSO, TAMIGI & REARDON, LLP  
390 Old Country Road  
Garden City, New York 11530  
(516) 746-7371  
FAX (516) 747-7682  
[ptamigi@msn.com](mailto:ptamigi@msn.com)  
*Movant*

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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Case No. 08 CV 6063 (AKH)(KNF)

Plaintiff,

-against-

FALCONHEAD CAPITAL, LLC  
450 Park Avenue  
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New York, New York 10022

**ORDER FOR ADMISSION OF DENNIS  
R. LANSDOWNE  
PRO HAC VICE  
ON WRITTEN MOTION**

Defendant.

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Upon the motion of Peter F. Tamigi attorney for Plaintiff, Walter Crate, and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

Applicant's Name: DENNIS R. LANSDOWNE  
Firm Name: Spangenberg Shibley & Liber, LLP  
Address: 1900 East Ninth Street, Suite 2400  
City/State/Zip: Cleveland, OH 44114  
Telephone/Fax: (216) 696-3232/(216) 696-3924  
Email Address: drl@spanglaw.com

Is admitted to practice pro hac vice as counsel for Plaintiff, Walter Crate, in the above-captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated: \_\_\_\_\_

City, State: \_\_\_\_\_

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United States District/Magistrate Judge